

Message Text

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17

ACTION EA-14

INFO OCT-01 ISO-00 SCS-03 SCA-01 L-03 EB-11 COME-00 VO-03

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FM AMEMBASSY TAIPEI

TO SECSTATE WASHDC 792

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E.O. 11652: N/A

TAGS: CASC (KUCHENBECKER, HERBERT) TW

SUBJECT: KUCHENBECKER VISA TROUBLES

REF: STATE 13181

1. ON NOVEMBER 5, ON BEHALF OF HERBERT KUCHENBECKER, NEW TAIWAN PLANT MANAGER FOR OLD DOMINION DAIRY, WE REQUESTED MOFA TO GRANT A WAIVER OF THE REQUIREMENT FOR ADVANCE NOTIFICATION OF ARRIVAL OF A SOFA CONTRACTOR. WE HAVE BEEN IN TOUCH WITH MOFA IN PERSON AND BY PHONE ON NUMEROUS OCCASIONS SINCE THEN, MOST RECENTLY JAN 25, WITH ED KUAN, DIRECTOR OF NORTH AMERICAN AFFAIRS.

2. OUR IMPRESSION IS THAT MOFA IS INCLINED TO BE HELPFUL, BUT THAT THE MINISTRY OF ECONOMIC AFFAIRS IS TAKING THIS OPPORTUNITY ONCE AGAIN TO LOOK INTO THE QUESTION OF WHETHER OR NOT OLD DOMINION HAS DIVESTED ITSELF OF ALL SHARES IN SINO-CANADIAN DAIRY CORP. QUESTION APPEARS NOT TO BE THE 560 SHARES WHICH OLD DOMINION DID BUY, AND LATER SOLD, BUT RATHER AN ADDITIONAL AMOUNT OF PERHAPS 1600 SHARES WHICH OLD DOMINION CONTRACTED TO BUY. KUAN RAISED POSSIBILITY THAT MOFA MAY AT SOME POINT BE ABLE TO GET MINECON'S AGREEMENT TO ACCEPTING A NOTARIZED STATEMENT FROM OLD DOMINION THAT IT DOES NOT NOW OWN ANY SHARES IN SINO-CANADIAN, BUT MOFA DOES NOT FEEL THAT IT CAN PUSH THIS IDEA WITH MINECON QUITE YET.

3. IN THE MEANTIME, WE ARE IN CONTACT WITH KUCHENBECKER,
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AND HE IS NOT AS WORRIED AS TURNER'S CALLS TO THE DEPART-

MENT WOULD SUGGEST. HE DOES NOT AT PRESENT ENJOY ALL BENEFITS OF A SOFA CONTRACTOR, BUT THERE DOES NOT SEEM TO BE ANY DANGER THAT HE WILL BE FORCED TO LEAVE THE ISLAND. HIS ORIGINAL TOURIST VISA WAS GOOD FOR MULTIPLE ENTRIES UNTIL OCT 15, 1977 REPEAT 1977, EACH ENTRY VALID FOR 30 DAYS. THAT HAS BEEN CHANGED TO A TOURIST TYPE B VISA, WITH EACH ENTRY VALID FOR 60 DAYS WITH PROVISION FOR AN EXTENSION FOR AN ADDITIONAL 60 DAYS. THEREFORE HIS PRESENT STAY, PRESUMING HE APPLIES FOR EXTENSION, IS VALID UNTIL MID-APRIL.

4. WE WILL CONTINUE TO WORK ON THE CASE.

5. FYI, MR. TURNER'S REFERENCE TO "LATE RECEIPT OF TDC ORDERS" IS INCORRECT. TDC DOES NOT ISSUE ORDERS TO CONTRACTOR PERSONNEL; RATHER MEMORANDUM ORDERS SPECIFYING THE INDIVIDUAL'S STATUS AS A CONTRACTOR EMPLOYEE ARE ISSUED BY THE TAIWAN BRANCH, DIRECTORATE FOR PROCUREMENT, DEPARTMENT OF THE ARMY. OUR UNDERSTANDING IS THAT OLD DOMINION'S DECISION TO SEND KUCHENBECKER TO TAIPEI WAS MADE SO LATE THAT THERE WAS INSUFFICIENT TIME FOR HIM TO OBTAIN THE PROPER VISA AND FOR ADVANCE NOTIFICATION TO BE GIVEN TO THE CHINESE GOVERNMENT AS REQUIRED BY SOFA. MCCONAUGHY

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